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Response under 37 C.F.R. 1.116
- Expedited Examining Procedure -
Examining Group 1634

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Tiecheng A. Qiao, et al

**RANDOM ARRAY OF MICRO-
SPHERES FOR THE ANALYSIS OF
NUCLEIC ACID USING ENZYME
DIGESTION**

Serial No. 10/098,642

Filed 15 March 2002

Commissioner for Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

Sir:

Group Art Unit: 1634

Examiner: Betty J. Forman

I hereby certify that this correspondence is being
deposited today with the United States Postal
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Carol A. Kukurudza
Carol A. Kukurudza

November 9, 2004
Date

REQUEST FOR RECONSIDERATION UNDER 37 CFR §1.116

In response to the Final Office Action dated August 6, 2004,
Applicants provide the following remarks. Review and reconsideration of the
application in view of Applicants' remarks are respectfully requested.

Applicants thank Examiner Forman for the indicated allowance of
claims 1-20. Applicants submit all pending claims 1-25 are in condition for
allowance for at least the following reasons.

Consideration of Applicants' remarks after final rejection is proper
under 37 C.F.R. §1.116 because no amendments are made to the claims, and the
remarks clarify issues previously presented, placing the application in condition
for allowance. Entry and consideration of the remarks is thus respectfully
solicited.

Claims 21-25 are rejected under 35 USC § 103(a) over Walt et al
(WO 00/16101) in view of Porter et al (U.S. Patent 6,146,899). Walt et al. is cited